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The Firm of Karl F. Ross, P.C.



22735

**IN THE U.S. PATENT AND TRADEMARK OFFICE**

Inventor Jürgen KOCH et al

Patent App. 10/816,463

Filed 1 April 2004

Conf. No. 8396

For GAS BURNER WITH COVERED SIMMER FLAME

Art Unit 3743

Hon. Commissioner of Patents

Box 1450

Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

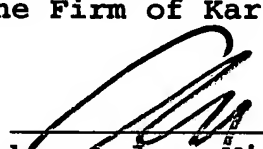
Attached hereto is a copy of the recently received German Office Action. Also attached are copies of those references not already of record.

The German office action does not discuss the five cited references in any detail beyond assigning them relevancy codes, namely "X" for a reference that is relevant to patentability on its own and "Y" for one that is relevant in combination with other references. Column 1 - "Kat." - of section C gives the code, columns 2 and 3 the country and number of the reference, column four - "Erläuterung" - identifies the part of the reference that is of relevance, and column 5 - "Betr. Ansprüche" - the claims arguably anticipated by the reference. Thus all the references but US

5,549,098 are said to be of relevance on their own and all the references are relevant at least to claims 1-3.

Attention is directed to 1194 OG 167 (7 January 1997) which states with reference to information submitted in an Information Disclosure Statements "Where the information listed is not in the English language, but was cited in a search report by a foreign patent office in a counterpart foreign application, the requirement for a concise explanation of relevance can be satisfied by submitting an English language version of the search report which indicates the degree of relevance found by the foreign office."


Respectfully submitted,  
The Firm of Karl F. Ross P.C.

  
by: Andrew Wilford, 26,597  
Attorney for Applicant

22 September 2004  
5676 Riverdale Avenue Box 900  
Bronx, NY 10471-0900  
Cust. No.: 535  
Tel: (718) 884-6600  
Fax: (718) 601-1099

Enclosure:                      Five references  
                                    PTO-1449

FORM PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. <b>22735</b>		SERIAL NO. <b>10/816,463</b>	
<b>LIST OF PATENTS AND PUBLICATIONS</b>				APPLICANT <b>KOCH et al</b>			
				FILING DATE <b>1 April 2004</b>		GROUP <b>3743</b>	



U.S. PATENT DOCUMENTS							
EX. INIT	DOCUMENT NO. <small>Cntry code - No.</small>	DATE MM-YYYY	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE	
	AA	US-5549098	Bales				
	BB	US-5639232	Bogenschutz				
	CC	US-					
	DD	US-					
	EE	US-					
	FF	US-					
	GG	US-					
	HH	US-					

FOREIGN PATENT DOCUMENTS								
EX. INIT	DOCUMENT NO. <small>Cntry Code - No.</small>	DATE MM-YYYY	COUNTRY	NAME	CLASS	TRANSL.		
						YES	NO	
	AI	DE-4033503	Germany	Joos			x	
	AJ	WO-0150065	Europe	Brown				
	AK	EP-1120603	Europe	Dane			x	
	AL							
	AM							
	AN							
	AO							
	AP							
	AR							

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)		
AS		
AT		
AU		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if Reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

23 September 2004

The Firm of Karl F. Ross P.C.  
 Customer Number 535  
 5676 Riverdale Ave. Box 900  
 Bronx (Riverdale), NY 10471  
 (718) 884-8800